IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE A.K.BASHEER

FRIDAY, THE 23RD MARCH 2007 / 2ND CHAITHRA 1929

WP(C).No. 9617 of 2007(T)

PETITIONER:

K.NALINI, RETD. SUPERINTENDING ENGINEER,
KERALA WATER AUTHORITY, NUVATTUPUZHA,
V.P.13/865, 'BLESSING',
VATTAPPARA P.O., THIRUVANANTHAPURAM.

BY ADV. SRI.J.GEORGE

RESPONDENTS:

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1. THE MANAGING DIRECTOR,
KERALA WATER AUTHORITY,
JALA BHAVAN, VELLAYAMBALAM,
THIRUVANANTHAPURAM.

2. THE CHIEF ENGINEER,
(CENTRAL REGION),
KERALA WATER AUTHORITY,
COCHIN-11, ERNAKULAM.

3. THE FINANCE MANAGER & CHIEF ACCOUNTS
OFFICER, KERALA WATER AUTHORITY,
THIRUVANANTHAPURAM.

BY SC.K.W.A. SRI. C. UNNIKRISHNAN (KOLLAM)

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 23/03/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

A.K.BASHEER,J

W.P.(C)No.9617 of 2007

Dated this the 23rd day of March, 2007

JUDGMENT

Petitioner is a retired employee of the Kerala Water Authority. She retired from service on February 28, 2006 while she was working as Superintending Engineer. Her grievance is that her retirement benefits are not being disbursed to her though more than a year has elapsed. Learned standing counsel for the Water Authority after getting instructions submits that the delay in disbursement occurred because of the pendency of a vigilance case against her. Petitioner was placed under suspension for six months during 2004. The said period of suspension has not yet been regularised. The issue is pending consideration before the Authority. Learned counsel for the petitioner prays for appropriate direction for regularisation of the period of suspension without any delay on receipt of information/instructions from the Vigilance and Anti Corruption Bureau. Learned counsel invites my attention to Ext.P3 and submits that appropriate clarifications had been sought from the Chief Engineer, the Pension Sanctioning Authority, in this regard. It is seen from Ext.P3 that the admitted amounts of DCRG payable to the petitioner would come to Rs.2,80,000/- and the commuted pension would be Rs.2,66,543/-. However, it is pointed out by the learned standing counsel that a liability certificate to the tune of a sum of Rs.70,875/- is pending. Similarly, the fate of the vigilance enquiry is also likely to have an impact on the quantum of retirement benefits payable to the petitioner. These

are all matters which have to be necessarily addressed by the employer of the petitioner. In the peculiar facts and circumstances I am, however, satisfied that the respondents have to be directed to release the admitted amounts of pensionery benefits to the petitioner.

Therefore, this writ petition is disposed of with a direction to the respondents to release the admitted amounts of pensionery benefits of the petitioner within one month from the date of receipt of a copy of this judgment. The respondents are further directed to ensure that further action in finalisation of the liabilities or other proceedings pending against the petitioner are completed as expeditiously as possible, at any rate, within six months from the date of receipt of a copy of this judgment.

A.K.BASHEER.
JUDGE

mt/-